



JPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 3416**
Jun TAKEUCHI et al. : Attorney Docket No. 2006_0117A
Serial No. 10/569,482 : Group Art Unit 1624
Filed April 5, 2006 : Examiner Brian E. McDowell

CONDENSED RING COMPOUND AND
USE THEREOF

Mail Stop: Amendment

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

This is responsive to the Official Action dated November 26, 2008.

The Official Action constitutes a requirement for restriction and an election of species.

Applicants elect to prosecute the invention of Group I, claims 1-14 and 19-22 without traverse.

Applicants elect the species of 4-(3-(carboxypropyl)-8-{(E)-2-[4-(4-phenylbutoxy)phenyl]-vinyl}-3,4-dihydro-2H-1,4-benzoxazine-2-carboxylic acid.

This compound is described in Working Example 49 (page 176/269, lines 13-21) and is recited in (5) of claim 10.

The claims readable on the elected species are claims 1-14 and 19-22.

Favorable action on the merits is solicited.

Respectfully submitted,
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